

void he leaves in our community will long be felt by all who had the privilege of knowing and working with him. The legacy of leadership he leaves will live on in future generations whose lives he has touched in the most remarkable way.

#### MEDICARE HMO MARKETING

HON. FORTNEY PETE STARK

OF CALIFORNIA

IN THE HOUSE OF REPRESENTATIVES

*Tuesday, November 28, 1995*

Mr. STARK. Mr. Speaker, the Nation's seniors and low-income citizens are starting to be hit with a tidal wave of sales pitches for managed care health plans.

Some of the information is helpful. A lot of it is just old-fashioned boiler room high-pressure sales pitch.

I've just received the following letter from Dr. Harley Schultz of San Leandro, CA, which explains some of the dangers of this marketing.

Mr. Speaker, before a lot of seniors and disabled and low-income people are hurt by gross sales practices, we need to establish some standards so that people can make rational, careful choices on their health plans—after all, it could be a matter of life and death.

The letter follows:

DEAR CONGRESSMAN: Recently I had the experience where a Medicare/MediCal patient of ours was marketed and sold an HMO plan. Neither the patient or family understood that the plan resulted in a limitation of their choice of hospital, home health service, would result in a co-payment for office visits, and possibly limitations in service available. The salesman told them that since MediCal patients would soon be enrolled in managed-care plans, that they should sign up early instead of later.

Several other patients have commented to me that they signed up for various plans because they eventually succumbed to persistent telemarketing, and didn't know any other way to stop the phone calls from coming.

Many of our elderly citizens are clearly no match for sophisticated insurance salesmen who work on commission.

Inasmuch as you have a long record of interest in fraud and abuse, I would suggest to you that you may wish to direct some of your attention to marketing practices in the health care industry. Specifically, the Federal Government may wish to set certain guidelines for the plans with which they contract with regard to the information that is presented, the way it is presented, and the amount of aggression that can be used in pursuing a potential client.

#### TRIBUTE TO DR. WILLIAM ALHEIM

HON. CARRIE P. MEEK

OF FLORIDA

IN THE HOUSE OF REPRESENTATIVES

*Tuesday, November 28, 1995*

Mrs. MEEK of Florida. Mr. Speaker, I would like to rise in recognition of the upcoming retirement of one of the great institutional leaders at Miami-Dade Community College, Dr. William Alheim. He is retiring on December 3, 1995 after some 35 years of superlative service to countless students and the community,

transforming it into the topmost community college in the Nation.

Dr. Alheim virtually epitomized the demonstration of utmost excellence and dedication of the college's athletic department, exemplified by the countless awards his teams garnered during his 25-year tenure as basketball coach. Throughout this period he won 560 games while losing only 176 contests for an excellent .759 lifetime winning percentage. His hoopsters won four State championships, and claimed three State runner-up trophies, while participating 17 times in trips to State championship tournaments. To his tribute, he coached seven junior college all-Americans.

For this enviable record, Coach Alheim was voted Coach of the Year three times in 1968, 1982, and 1984. His finest hour came in 1982 when he led his team to a perfect 33-0 record and the No. 1 national ranking before losing an overtime decision in the national championship. Despite this loss Coach Alheim garnered the Kodak National Coach of the Year, becoming the first junior college coach to be so honored.

He was enshrined into the Florida Community College Activities Association Hall of Fame, the Florida Community College Basketball Hall of Fame, and the National Junior College Association Hall of Fame. Since retiring from active coaching, Dr. Alheim has served as division chairman of the department of exercise science and sports medicine.

This well-deserved retirement will certainly allow him to spend more time with Helen, whom he married 42 years ago. The Alheims are blessed with two sons, along with one granddaughter.

#### TRIBUTE TO ISRAEL COHEN

HON. CONSTANCE A. MORELLA

OF MARYLAND

IN THE HOUSE OF REPRESENTATIVES

*Tuesday, November 28, 1995*

Mrs. MORELLA. Mr. Speaker, I rise today to pay tribute to a most distinguished member of the Washington community, Israel Cohen, who died last week at the age of 83. For over 60 years, Izzy, as he was known, helped guide Giant Food, which his father had cofounded in 1936, into the area's largest chain of supermarkets and into one of the most community-oriented businesses in the Nation.

As we honor the memory of this most successful businessman, we must remember him also for his keen interest in the families, schools, and neighborhoods his supermarkets served. His sense of social responsibility and community service is exemplified by Giant's establishing stores in underserved innercity neighborhoods, by sponsoring "It's Academic" TV competitions for our teenagers, by helping area schools purchase needed computer equipment, and by assisting in the fundraising efforts of countless educational and community groups.

The people of the Washington metropolitan area mourn the loss of a great businessman and a great and good neighbor. His commitment, dedication, and generosity will always be remembered. Mr. Speaker, please join me in extending condolences to his family.

#### IN SUPPORT OF CHARITABLE GIFT ANNUITY RELIEF ACT

HON. RICHARD A. GEPHARDT

OF MISSOURI

IN THE HOUSE OF REPRESENTATIVES

*Tuesday, November 28, 1995*

Mr. GEPHARDT. Mr. Speaker, I rise today in support of H.R. 2525, the Charitable Gift Annuity Relief Act, and H.R. 2519, the Philanthropy Protection Act. These proposals will provide needed clarity to our securities and antitrust laws, and their relation to gift annuities, one of the oldest and most common fundraising methods used by charities throughout the United States.

Presently, one isolated lawsuit in Texas against a charity has been broadened to a class-action suit that has certified over 2,000 nonprofit defendants nationwide. Without this legislation, these nonprofit organizations are vulnerable to lawsuits based on a perceived violation of Federal antitrust and securities laws. This litigation, and the range of nonprofit defendants involved in the lawsuit, underscores the need to draw a distinction between annuity arrangements offered by commercial entities and those offered by charities.

St. Louis University is one of these charitable organizations. Planned giving programs, such as charitable gift annuities, account for roughly 50 percent of its fundraising efforts. The pending lawsuit has jeopardized its ability to offer potential donors these types of programs. Other nonprofit organizations are alarmed as to how they will fund their programs in the future. In addition to S.L.U., the Salvation Army of St. Louis, The Boys and Girls Town of Missouri, and the Cardinal Glennon Children's Hospital are just a few of the nonprofit groups in my district affected by this issue. The legal defense fees for the defendants in the pending suit is over \$1 million a month, draining charities of precious dollars that could be used to meet their worthy goals.

Mr. Speaker, the donors who enter into charitable gift annuities do not act to make a profitable return on an investment. Rather, they are acting because they support the mission of the charity, and donate their money to that end. I am concerned with cuts in Federal spending that threaten the ability of our Nation's nonprofit organizations to continue their philanthropic programs. We should not compound their situation by failing to respond to the legal vulnerability they face under laws intended to regulate commercial securities. This legislation, supported by the Securities and Exchange Commission, will protect charities from securities and antitrust-based lawsuits, and allow them to raise funds in the years to come. I strongly urge passage of these bills.

#### SIDE WITH THE DOCTORS AND SCIENTISTS, NOT THE DOPE SMOKERS

HON. GERALD B.H. SOLOMON

OF NEW YORK

IN THE HOUSE OF REPRESENTATIVES

*Tuesday, November 28, 1995*

Mr. SOLOMON. Mr. Speaker, I would urge all of my colleagues to oppose legislation—H.R. 2618—to allow marijuana for medical use.